

entered and the product was ordered released under bond to be brought into compliance with the law, under the supervision of the Federal Security Agency. The nuts were vacuum cleaned and screened a number of times to remove all infested nuts and webbing. A total of 150 pounds of nuts were found unfit and were disposed of for animal feed.

**14672. Adulteration of pecans. U. S. v. 281 Cases \* \* \* (and 6 other seizure actions).** (F. D. C. Nos. 25904, 25910, 25936, 25937, 25952, 26180, 26195. Sample Nos. 29623-K, 32564-K, 33293-K, 37744-K, 40562-K, 40563-K, 48994-K.)

**LIBELS FILED:** Between November 4 and December 23, 1948, Northern and Southern Districts of California, District of Oregon, and District of Colorado.

**ALLEGED SHIPMENT:** On or about August 26, 30, and 31, 1948, by the R. E. Funsten Co., from Albany, Ga.

**PRODUCT:** Pecans. 281 cases at San Francisco, Calif., 57 cases at Fresno, Calif., 14 cases at Portland, Oreg., 691 cases at Denver, Colo., and 85 cases and 86 1-pound packages at Spokane, Wash. Each case contained 24 1-pound packages.

**LABEL, IN PART:** "Funsten's Large Blend Paper Shell Pecans."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a decomposed substance by reason of the presence of moldy pecans.

**DISPOSITION:** November 30 and December 7 and 9, 1948, and January 1, 1949. The R. E. Funsten Co. having appeared as claimant for the San Francisco, Fresno, and Denver lots and having consented to the entry of decrees, judgments of condemnation were entered and the product was ordered released under bond to be brought into compliance with the law, under the supervision of the Food and Drug Administration. Salvaging operations were unsuccessful, and the product was ultimately destroyed. On January 12 and 20, 1949, default decrees of condemnation were entered in the other cases, and the product was ordered destroyed.

**14673. Adulteration of pecans. U. S. v. 10 Cartons \* \* \*. (F. D. C. No. 26368. Sample No. 1082-K.)**

**LIBEL FILED:** On or about January 10, 1949, Southern District of Florida.

**ALLEGED SHIPMENT:** On or about November 17, 1948, by the R. E. Funsten Co., from St. Louis, Mo.

**PRODUCT:** 10 30-pound cartons of pecan pieces at Tampa, Fla.

**LABEL, IN PART:** (Carton) "Funsten's Select Small Pecan Pieces."

**NATURE OF CHARGE:** Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of rodent hairs, insect fragments, and *Escherichia coli*; and, Section 402 (a) (4), it had been prepared under insanitary conditions whereby it may have become contaminated with filth.

**DISPOSITION:** March 8, 1949. Default decree of condemnation and destruction.

**14674. Adulteration of pecans. U. S. v. 7 Cartons, etc. (F. D. C. No. 26561. Sample Nos. 7713-K, 7714-K.)**

**LIBEL FILED:** February 24, 1949, Western District of New York.

**ALLEGED SHIPMENT:** On or about January 23 and 28, 1946, from Indianapolis, Ind., and Valdosta, Ga.

PRODUCT: 7 25-pound cartons and 5 30-pound cartons of pecans at Rochester, N. Y.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the article consisted in whole or in part of a filthy substance by reason of the presence of rodent excreta and was otherwise unfit for food because of discoloration and rancidity. The article was adulterated while held for sale after shipment in interstate commerce.

DISPOSITION: March 30, 1949. Default decree of condemnation and destruction.

14675. Adulteration of pine nuts. U. S. v. 60 Bags \* \* \*. (F. D. C. No. 26494. Sample No. 30765-K.)

LIBEL FILED: February 2, 1949, Southern District of California.

ALLEGED SHIPMENT: On or about December 6, 1948, by K & S Traders, Inc., from Gallup, N. Mex.

PRODUCT: 60 100-pound bags of pine nuts at Los Angeles, Calif.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of rabbit and squirrel excreta pellets and stones.

DISPOSITION: February 23, 1949. The Los Angeles Nut House, Los Angeles, Calif., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be reconditioned and brought into compliance with the law, under the supervision of the Federal Security Agency. The nuts were run through a "destoner" and "blower" and finally hand-picked in order to remove all filth.

14676. Adulteration of pinon nuts. U. S. v. 46 Bags \* \* \*. (F. D. C. No. 26511. Sample No. 28074-K.)

LIBEL FILED: February 15, 1949, District of Colorado.

ALLEGED SHIPMENT: On or about December 9, 1948, by A. V. Tietjen, from Gallup, N. Mex.

PRODUCT: 46 90-pound bags of pinon nuts at Trinidad, Colo.

NATURE OF CHARGE: Adulteration, Section 402 (a) (3), the product consisted in whole or in part of a filthy substance by reason of the presence of rabbit excreta, squirrel excreta, and stones.

DISPOSITION: April 21, 1949. Joe Sawaya & Sons, Trinidad, Colo., claimant, having consented to the entry of a decree, judgment of condemnation was entered and the product was ordered released under bond to be cleaned and brought into compliance with the law, under the supervision of the Federal Security Agency.

14677. Adulteration and misbranding of peanut butter and peanut butter kisses. U. S. v. 6 Cartons \* \* \* (and 3 other seizure actions). (F. D. C. Nos. 26556, 26601, 26602, 26616. Sample Nos. 10836-K, 10931-K, 11429-K to 11431-K, incl.)

LIBELS FILED: February 17, 23, and 28, 1949, Northern and Southern Districts of New York.

ALLEGED SHIPMENT: On or about November 30 and December 7, 1948, and January 27 and 31, 1949, by the British American Toffee Co., from New Haven, Conn.